



GARY R. HERBERT  
Governor

GREGORY S. BELL  
Lieutenant Governor

# State of Utah

## DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER  
Executive Director

### Division of Oil, Gas and Mining

JOHN R. BAZA  
Division Director

S/027/0116

May 30, 2012

Certified Return Receipt  
7011 0110 0001 3568 3360

Dale Rogers  
P. O. Box 697  
Delta, Utah 84624

Subject: Denial of Transfer Application, Dale Rogers, Pitchfork Springs Quarry, S/027/0033, Millard County, Utah

Dear Mr. Rogers:

The Division of Oil, Gas and Mining denies the referenced transfer application. This application was originally submitted on August 30, 2010. At about this time the Division received a payment from Lyle Jessop for \$1000.00 toward the required reclamation surety of \$25,100.00 although the intention had been that part of the site would be reclaimed to reduce the reclamation liability. The Division has not received additional payments and will be returning Mr. Jessop's check. Mr. Jessop has informed the Division verbally that he does not want to pursue the permit transfer. You remain liable for the disturbance and reclamation.

The Bureau of Land Management holds a reclamation surety in the amount of \$6800.00, but considering the amount of acreage that is permitted for disturbance, the required surety amount is \$25,100.00, \$18,300.00 more than what is currently being held. You were notified of this amount in a letter from the BLM dated July 2, 2010. The surety amount is based on 4.75 acres of disturbance, but the amount required may be reduced if portions of the site are reclaimed. Based on a map of the area created in 2010, the actual size of the disturbance may be larger than five acres, possibly as much as seven acres.

**No later than July 2, 2012, please inform the Division of your intentions to reclaim and/or submit surety.** The surety amount in the BLM letter was based on the following per-acre costs, so the amount of surety required will be adjusted depending on the amount of reclamation performed:

First acre of disturbance	\$7500
Additional acres of disturbance	\$4400

**Regrading must be completed and the additional surety submitted no later than September 15, 2012.**

In addition to these issues, the Division has not received the permit fee of \$150.00 which was due <sup>Utah</sup> **DNR** January 31, 2012. **Please submit this fee as soon as possible but no later than July 2, 2012.**

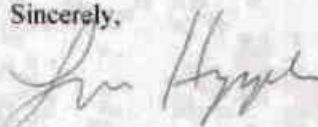


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Failure to meet the deadlines in this letter may result in issuance of a cessation order and associated fines and possible withdrawal of the Notice of Intention to Commence Small Mining Operations.

If you have questions regarding this letter, please contact Peter Brinton at 801-538-5258 or me at 801-538-5261. Thank you for your anticipated cooperation.

Sincerely,



For PBB

Paul Baker  
Minerals Program Manager

PBB:pb

cc: [jmansfield@blm.gov](mailto:jmansfield@blm.gov)  
[oaheyta@blm.gov](mailto:oaheyta@blm.gov)  
Lyle Jessop

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